

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF ALABAMA  
NORTHERN DIVISION**

JERRY LEON DEES, JR.,

Plaintiff,

Vs.

HYUNDAI MOTOR MANUFACTURING  
ALABAMA, LLC, and HYUNDAI  
MOTOR AMERICA, INC.,

Defendants.

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**CASE NO.**  
**2:07-cv-00306-MHT-CSC**

**PLAINTIFF’S MOTION FOR EXTENSION OF TIME TO SUBMIT TRIAL BRIEF**

Comes now the Plaintiff, JERRY LEON DEES, JR. (“Dees”), by and through his counsel of record, and respectfully moves the Court for an extension of time for Dees to submit his trial brief. As grounds for this motion, Dees submits the following:

1. On April 3, 2008, in conjunction with the resetting of the trial in this action, the Court reset the date for submission of trial briefs to May 21, 2008. (Doc. 167)
2. This afternoon, May 20, 2008, the Court notified Plaintiff's counsel that a ruling on Defendants' motion for summary judgment was forthcoming, and further informed counsel that two of Plaintiff's claims, specifically Plaintiff's USERRA harassment claim and state law conversion claim, would be proceeding to trial.
3. Given the dismissal of Plaintiff's USERRA termination claim and the immediate proximity of the due date for filing his trial brief, Plaintiff needs time to review the Court's written order and prepare the appropriate trial brief for submission to the Court.

WHEREFORE, PREMISES CONSIDERED, Plaintiff respectfully moves the Court to extend the time allowed for Dees to submit his trial brief until May 26, 2008, or such other time as the Court finds appropriate.

Respectfully submitted,

s/ Jeffrey R. Sport  
Jeffrey R. Sport (SPORJ5390)

OF COUNSEL:

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**Attorney for Plaintiff**

**CERTIFICATE OF SERVICE**

I do hereby certify that I have on the 20<sup>th</sup> day of May, 2008, electronically filed the foregoing pleading with the Clerk of Court using the CM/ECF system which will send notification of such filing to:

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s/ Jeffrey R. Sport  
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